THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.NO.25761 OF 2006

ORDER:

This writ petition is filed seeking a *mandamus* declaring proceedings in Ref.C/893/2006, dated 04.12.2006 issued by the second respondent as arbitrary, illegal and politically motivated apart from being violative of Articles 14, 19 and 21 of the Constitution of India.

It appears that the petitioner is a fair price shop dealer of Pathasangatipalli, Pendlimarri Mandal, Kadapa District. His authorization was suspended under the impugned order dated 04.12.2006 on various charges. The Charge Nos.1 2, 4 and 5 are general in nature. However, Charge No.3 seems to be serious. No ground is made out to interfere with such an order. Further, I am of the opinion that a statutory appeal is available before the Joint Collector, Kadapa District against the impugned proceedings. Instead of availing alternative remedy the petitioner has filed straight away this writ petition.

In view of the above, I deem it appropriate to direct the petitioner to file an appeal against the impugned order before the Joint Collector, Kadapa District along with stay petition within a period of (2) weeks from the date of receipt of this order. However, during the pendency of consideration of the stay petition, the respondents shall maintain status quo as on today.

With the above direction the writ petition is disposed of. No order as to costs.

11-12-2006

kvrm